I nereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks,

SUPPLEMENTAL AMENDMENT 37 CFR 1.115

Patent Ap

Docket No. MPS 11-83 Serial No. 07/713,624

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner

C. Chereskin

Art Unit

1804

**Applicants** 

Michael A. Adang and John D. Kemp

Serial No.

07/713,624

Filed

January 16, 1991

For

Insect Resistant Plants

Commissioner of Patents and Trademarks Washington, D.C. 20231

## SUPPLEMENTAL AMENDMENT UNDER 37 CFR 1.115 and 1.605

Sir:

In further response to the Office Action dated August 26, 1993, please amend the above-identified application as follows:

## In the Claims

Please add the following new claims:

57. A tomato plant which has been regenerated from a tomato plant cell transformed to comprise a full length Bacillus thuringiensis crystal protein gene capable of encoding a Bacillus thuringiensis crystal protein of about 130 kD under control of a promoter such that said gene is expressible in said plant in amounts insecticidal to Lepidopteran insects.